

MAINE STATE LEGISLATURE

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STATE OF MAINE
128TH LEGISLATURE
FIRST REGULAR SESSION



Summaries of bills, adopted amendments and laws enacted or finally passed

**JOINT STANDING COMMITTEE ON HEALTH AND
HUMAN SERVICES**

August 2017

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LEGISLATIVE DIGEST OF BILL SUMMARIES AND ENACTED LAWS

This *Legislative Digest of Bill Summaries and Enacted Laws* contains summaries of all LDs and adopted amendments and all laws enacted or finally passed during the First Regular Session of the 128th Maine Legislature.

The *Digest* is arranged alphabetically by committee and within each committee by Legislative Document (LD) number. The committee report(s), prime sponsor and lead co-sponsor(s), if designated, are listed below each LD title. All adopted amendments are summarized and listed by paper number. A subject index is included with each committee. An appendix provides a summary of relevant session statistics.

Final action on each LD is noted to the right of the LD title. The following describes the various final actions.

CARRIED OVER..... carried over to a subsequent session of the Legislature
CON RES XXX..... chapter # of constitutional resolution passed by both houses
CONF CMTE UNABLE TO AGREE..... Committee of Conference unable to agree; legislation died
DIED BETWEEN HOUSES..... House & Senate disagreed; legislation died
DIED IN CONCURRENCE..... defeated in each house, but on different motions; legislation died
DIED ON ADJOURNMENT..... action incomplete when session ended; legislation died
EMERGENCY..... enacted law takes effect sooner than 90 days after session adjournment
FAILED, EMERGENCY ENACTMENT or FINAL PASSAGE..... emergency failed to receive required 2/3 vote
FAILED, ENACTMENT or FINAL PASSAGE..... failed to receive final majority vote
FAILED, MANDATE ENACTMENT..... legislation proposing local mandate failed required 2/3 vote
HELD BY GOVERNOR..... Governor has not signed; final disposition to be determined at subsequent session
LEAVE TO WITHDRAW..... sponsor's request to withdraw legislation granted
NOT PROPERLY BEFORE THE BODY..... ruled out of order by the presiding officer; legislation died
INDEF PP..... indefinitely postponed; legislation died
ONTP, ACCEPTED, MAJORITY, MINORITY or REPORT X... ought-not-to-pass report accepted; legislation died
P&S XXX..... chapter # of enacted private & special law
PUBLIC XXX..... chapter # of enacted public law
RESOLVE XXX..... chapter # of finally passed resolve
VETO SUSTAINED..... Legislature failed to override Governor's veto

The effective date for non-emergency legislation enacted in the First Regular Session of the 128th Legislature is Wednesday, November 1, 2017. The effective date for legislation enacted as an emergency measure may be found in the enacted law summary for that legislation.

Joint Standing Committee on Health and Human Services

Committee Amendment "A" (H-131)

This amendment, which is the minority report of the committee, clarifies that the legal guardian of a person who receives naloxone hydrochloride may be billed for the cost.

This amendment was not adopted.

LD 144

An Act To Create a Pilot Project To Reduce Substance Use Disorders among Youth in Piscataquis County To Be Used as a Model for All Maine Communities

Accepted Majority (ONTP) Report

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
HIGGINS N DAVIS P	ONTP OTP-AM	

This bill is a concept draft pursuant to Joint Rule 208.

This bill proposes to establish a comprehensive, evidence-based pilot project in selected Piscataquis County communities and schools with the goal of reducing the harmful effects of substance use disorder and addiction. The pilot project will use best practices for screening high-risk children, early intervention and community and family support to prevent addiction and promote public health and safety. The pilot project must be administered by a local nonprofit entity with expertise in management and in the subject matter of the project.

The bill provides funding for the planning and implementation of the pilot project, including, but not limited to, funding to:

1. Employ one full-time person to lead and manage the implementation of the project;
2. Engage outside consultants with expertise in planning, evaluation, training and technical assistance;
3. Convene community partners to leverage local, state and federal resources;
4. Train school staff and others working with priority populations;
5. Screen and provide early intervention to children and families most at risk for substance use disorder and its related implications;
6. Build school and community capacity to mitigate trauma and improve resilience; and
7. Promote understanding of and decrease stigma surrounding substance use disorder.

The bill also provides funding for a professional evaluation of the pilot project and requires a report to the Legislature on the pilot project's effectiveness and ease of replication in other communities that are being affected by the opiate epidemic.

Committee Amendment "A" (H-299)

This amendment replaces the bill, which is a concept draft, and is the minority report of the committee. The amendment establishes a pilot project in Piscataquis County to plan, implement and evaluate a comprehensive, evidence-informed program to prevent substance use disorder and addiction that may be used as a model for other Maine communities. The pilot project must be administered by the following three local nonprofit entities that have expertise in management and in reducing the harmful effects of substance use disorder and addiction: Piscataquis

Joint Standing Committee on Health and Human Services

County Economic Development Council, which must act as the fiscal agent for the project; Mayo Regional Hospital; and Helping Hands with Heart. The amendment includes an appropriation of \$350,000 over the 2018-2019 fiscal biennium. The Department of Health and Human Services must convey the contracted evaluation and replicability report of the project to the joint standing committee of the Legislature having jurisdiction over health and human services matters no later than November 30, 2018, and the committee may report out legislation related to the report to the First Regular Session of the 129th Legislature.

This amendment was not adopted.

LD 153 An Act Regarding Transportation of Methadone Patients ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
LYFORD P	ONTP	

This bill prohibits the operating of a motor vehicle by a person who is receiving methadone for treatment of opioid dependency or for use as a pain medication. The bill requires the Secretary of State to amend its Chapter 3 rules, "Physical, Emotional and Mental Competence to Operate a Motor Vehicle," to require a health care practitioner or facility that is treating an individual with methadone to report to the Department of the Secretary of State, Bureau of Motor Vehicles. It provides that these rules are routine technical rules.

LD 161 An Act To Remove the Treasurer of State from the Maine Vaccine Board PUBLIC 7

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
PERRY A CHIPMAN B	OTP	

This bill removes the Treasurer of State as a member of the Maine Vaccine Board.

Enacted Law Summary

Public Law 2017, chapter 7 removes the Treasurer of State as a member of the Maine Vaccine Board.

LD 162 An Act To Improve Care Provided to Forensic Patients Veto Sustained

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
GATTINE D KATZ R	OTP-AM ONTP	H-482

This bill is a concept draft pursuant to Joint Rule 208.

This emergency bill proposes to require the Department of Health and Human Services to implement a plan to improve the care of forensic patients at Riverview Psychiatric Center and Dorothea Dix Psychiatric Center by developing additional resources to ensure patients are receiving appropriate care in an appropriate treatment setting.

Committee Amendment "A" (H-482)

This amendment is the majority report of the committee and replaces the bill, which is a concept draft. The amendment establishes a residential forensic step-down facility in Augusta in the Capitol Area. It defines "forensic